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10

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

11 REGINA JIMENEZ,) Case No. 3:07-cv-03360-MJJ
 12 Plaintiff,)
 13 vs.) [PROPOSED] ORDER ON PROZAN
 14 NATIONAL ASSOCIATION OF) DEFENDANTS' MOTION TO DISMISS
 15 SECURITIES DEALERS; LAWRENCE IAN) OR IN THE ALTERNATIVE TO
 16 PROZAN, DBA PROZAN FINANCIAL) CONFIRM ARBITRATION AWARD
 17 SERVICES; and MULTI-FINANCIAL)
 18 SECURITIES CORP.,) Date: February 12, 2007
 19 Respondents.) Time: 9:30 a.m.
 20) Courtroom: 11
 21)
 22)
 23) [The Honorable Martin J. Jenkins]
 24)

25 The Motion to Dismiss Plaintiff's First Amended Complaint, and in the alternative
 26 Motion to Confirm the Arbitration Award issued in NASD Arbitration Case No. 05-03037, and
 27 to Enter Judgment Thereon of Defendants Lawrence Ian Prozan, DBA Prozan Financial
 28 Services, and Multi-Financial Securities Corp. (collectively the "Prozan Defendants") filed in
 this matter in response to Plaintiff's First Amended Complaint came before the Hon. Martin J.
 Jenkins on February 12, 2007 at 9:30 a.m. in Courtroom 11 of the United States District Court,
 Northern District of California. Stanley Hilton appeared on behalf of Plaintiff Regina Jimenez,

1 Ethan Dettmer appeared on behalf of Defendant FINRA (fka the NASD) and Elizabeth Lowery
 2 appeared on behalf of the Prozan Defendants.

3 After considering all the parties' submissions on file herein, arguments of counsel and
 4 good cause appearing therefore, the Court finds as follows:

- 5
- 6 Plaintiff's First Amended Complaint in Case No. 3:07-cv-03360-MJJ is dismissed
 7 pursuant to FRCP 12(b) (1) without leave to amend;
- 8
- 9 Plaintiff's First Amended Complaint in Case No. 3:07-cv-03360-MJJ is dismissed
 10 pursuant to FRCP 12(b) (6) without leave to amend;
- 11
- 12 Pursuant to 9 U.S.C. § 9, the arbitration Award issued in NASD Case No. 05-03037,
 13 *Regina Jimenez v. Multi-Financial Securities Corp and Lawrence Prozan DBA*
 14 *Prozan Financial Services and Multi-Fi Securities Corp.* is hereby confirmed in full
 15 and judgment shall be entered thereon in the instant action;
- 16
- 17 Plaintiff Regina Jimenez is ordered to reimburse the Prozan Defendants for
 - 18 All costs related to their efforts to respond to the First Amended
 19 Complaint and confirmation of the Arbitration Award in NASD
 20 Case No. 05-03037;
 - 21 All reasonable attorneys' fees related to their efforts to respond to the
 22 First Amended Complaint and to confirm the Arbitration Award in
 23 NASD Case No. Case No. 05-03037.
- 24

25 IT IS SO ORDERED.

26

27 Dated: November 19, 2007

The Honorable Martin J. Jenkins
 United States District Judge

PROOF OF SERVICE

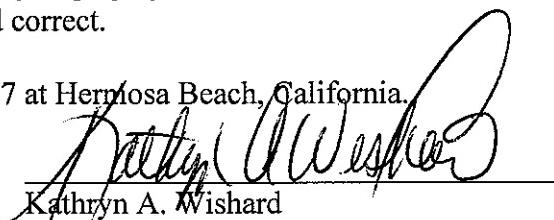
I am employed in the County of Los Angeles. I declare that I am over the age of eighteen (18) and not a party to this action. My business address is 2615 Pacific Coast Highway, Suite 300, Hermosa Beach, California 90254.

On November 19, 2007, I served the following document described as: **[PROPOSED] ORDER ON PROZAN DEFENDANTS' MOTION TO DISMISS OR IN THE ALTERNATIVE TO CONFIRM ARBITRATION AWARD** on the interested parties in this action by placing the true copies thereof enclosed in sealed envelopes as follows:

COUNSEL FOR PLAINTIFFS	COUNSEL FOR DEFENDANTS NASD
Stanley G. Hilton, Esq. Law Offices of Stanley G. Hilton 580 California Street, Suite 500 San Francisco, CA 94104 Fax: (415) 439-4963	Ethan D. Dettmer, Esq. Gibson, Dunn & Crutcher LLP One Montgomery Street San Francisco, CA 94104 Fax: (415) 986-5309

- (X) **By U.S. Mail:** I deposited such envelopes in the mail at Hermosa Beach, California. The envelopes were mailed with postage thereon fully prepaid.
- () **By Personal Service:** I caused such envelope to be delivered by hand to the individuals at the addresses listed.
- () **By Overnight Courier:** I caused the above-referenced document(s) to be delivered to an overnight courier service (DHL), for delivery to the above addressee(s).
- (X) **By Facsimile Machine:** I caused the above-referenced document(s) to be transmitted to the above-named person at the following telephone number above.
- () **By Electronic E-mail:** I caused the above-referenced document(s) to be transmitted to the above-named person at the following addresses.
- (X) **(FEDERAL):** I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

EXECUTED on November 19, 2007 at Hermosa Beach, California.



Kathryn A. Wishard